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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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#3

Inventive application of:

APPLICANTS: Mousseau et al.

TITLE: System and Method for Pushing Information from Host System to a Mobile Data Communication Device

SERIAL NO.: 09/783,726

FILING DATE: February 14, 2001

EXAMINER: not yet assigned

GROUP ART UNIT: not yet assigned

ATTORNEY DOCKET NO.: 555255012190

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OFFICE OF PETITIONS
DEPUTY A/C PATENTS

HON. ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

**PETITION TO MAKE SPECIAL BECAUSE OF
ACTUAL INFRINGEMENT UNDER 37 CFR § 1.102**

In accordance with 37 CFR § 1.102(d) and MPEP § 708.02, applicants hereby petition to make the above referenced application special because of actual infringement. This application is a divisional of US Patent Application Serial No. 09/087,623, filed May 29, 1998.

As required by MPEP § 708.02, applicants enclose herein a Declaration of David B. Cochran In Support Of Petition To Make Special Because Of Actual Infringement.

The petition fee of \$130 under 37 CFR § 1.17(i) also accompanies this petition.

The Assistant Commissioner is hereby authorized to charge any additional fees which may be required by this paper to Jones, Day, Reavis & Pogue Deposit Account Number 501432, account 555255012190.

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I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231
on 5-1-2001

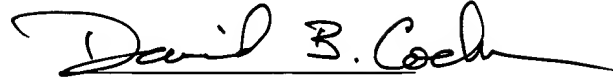
By: Deborah A. Satores

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130.00 OP

Respectfully submitted,

A handwritten signature in cursive script, reading "David B. Cochran", with a long horizontal flourish extending to the right.

David B. Cochran
Reg. No. 39,142
JONES, DAY, REAVIS & POGUE
901 Lakeside Ave.
Cleveland, Ohio, 44114

Date: 4/30/01